

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**



In Re: U.S. Patent Application of Frederic GUILBEAULT et al.

App. No.: 09/803,016

Group Art Unit: 2122

Filed: March 12, 2001

Examiner: Kendall, Chuck O.

Entitled: **APPARATUS FOR MANAGING THE INSTALLATION OF  
SOFTWARE ACROSS A NETWORK**

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**Comments on Statement of Reasons for Allowance**

Commissioner for Patents  
Attention : Issue Branch  
Alexandria Virginia 22313-1450

Dear Sir/Madam :

Pursuant to 37 C.F.R. § 1.104(e), the applicant respectfully disagrees with the Examiner's Statement of Reasons for Allowance, to the extent that the Statement might be construed in any way to limit the scope of the allowed claims.

In particular, in his Statement of Reasons for Allowance the Examiner indicated that the prior art of record does not teach or fairly suggest at least:

"...generation of messages directed to the nodes of the set for causing installation of at least one software product on the nodes of the set in parallel according to a non-blocking sequence of nodes; and the non-blocking sequence being characterized in that installation of the at least one software product on one node of the set does not block installation of the software product on another node of the set", as best illustrated in figure 2 and in such a matter as recited in independent claims 1, and 21-24.

The Applicant would like to expressly point out that the above cited language does not appear in claim 24 and as such the Statement should not be construed in any way to limit the scope of this claim.

Respectfully submitted,



Brigide Mattar

Reg. No. 51,284

Agent for the Applicant

Date: December 16, 2004

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